

03-11-03

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Violet Hanson  
Serial No.: 09/755,702  
Filed: January 5, 2001  
For: A FLAT BOTTOM BAG WITH HANDLE

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MAR 13 2003

**OFFICE OF PETITIONS**

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

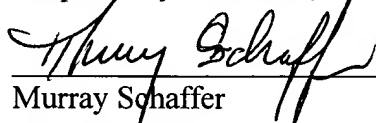
**SUBMISSION OF PETITION TO REVIVE**

Enclosed herewith is a Petition to Revive and Power of Attorney for the above-mentioned application.

The Commissioner is hereby authorized any fees related thereto to Deposit Account No. 501844.

Dated: March 10, 2003

Respectfully submitted,



Murray Schaffer  
Reg. No. 18,671  
Jaspan Schlesinger Hoffman  
300 Garden City Plaza  
Garden City, NY 11530

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail No. EL796424042US addressed to: Hon. Commissioner of Patents and Trademarks, Washington, DC 20231, on March 10, 2003

DATED: March 10, 2003

  
BOBBI PATTON



PTO/SB/R1 (10-00)

Approved for use through 10/31/2002. OMB 0851-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

Docket Number (Optional)

First named inventor: Violet Hanson

Group Art Unit:

Application Number: 09/755,702

Examiner:

Filed: January 5, 2001

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Title: A FLAT BOTTOM BAG WITH HANDLE

MAR 13 2003

Attention: Office of Petitions  
Assistant Commissioner for Patents  
Box DAC  
Washington, D.C. 20231**OFFICE OF PETITIONS**NOTE: If information or assistance is needed in completing this form, please contact Petitions  
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Adequate showing of the cause of unavoidable delay

**1. Petition fee**

- ☐ small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(l)). Applicant claims small entity status.  
See 37 CFR 1.27.
- ☐ other than small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(l)).

**2. Reply and/or fee**A. The reply and/or fee to the above-noted Office action in  
the form of \_\_\_\_\_ (identify the type of reply):

- ☐ has been filed previously on \_\_\_\_\_
- ☒ is enclosed herewith.

B. The issue fee of \$ \_\_\_\_\_

- ☐ has been paid previously on \_\_\_\_\_
- ☐ is enclosed herewith.

[Page 1 of 3]

Burden Hour Statement: This form is estimated to take 1.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

04/08/2003 AKELLEY 00000022 501844 09755702

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PTO/SB/61 (10-00)

Approved for use through 10/31/2002. OMB 0861-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

**3. Terminal disclaimer with disclaimer fee**

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity of \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

3-5-03

Date

Telephone

Number: (516) 393-8445

Murray Schaffer

Signature

Murray Schaffer

Typed or printed name

300 Garden City Plaza

Address

Garden City, NY 11530

Enclosures: ☒ Fee Payment

☐ Reply

☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unavoidable delay

☐ \_\_\_\_\_

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**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

- ☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.
- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

3-10-03

Date

Bobbi Patton

Signature

Bobbi Patton

Typed or printed name of person signing certificate



PTO/SB/61 (10-00)


Approved for use through 10/31/2002 OMB 0851-3031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.

\_\_\_\_\_  
Date  
\_\_\_\_\_  
Signature\_\_\_\_\_  
Violet Hanson\_\_\_\_\_  
Typed or printed name

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply)

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(Please attach additional sheets if additional space is necessary)



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Violet Hanson  
Serial No.: 09/755,702  
Filed: January 5, 2001  
For: A FLAT BOTTOM BAG WITH HANDLE

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

PETITION TO REVIVE UNDER 37 CFR 1.137(a)  
OR IN THE ALTERNATIVE UNDER 37 CFR 1.137(b)

The undersigned attorney has returned to work after a lengthy illness, and has now had an opportunity to review this case.

It is the undersigned's belief that the Patent Office has erred in holding that this case has been abandoned.

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail No. EL796424042US addressed to: Hon. Commissioner of Patents and Trademarks, Washington, DC 20231, on March 8, 2003

DATED: March 8, 2003

*Bobbi Patton*  
BOBBI PATTON

The non-final Official Action was issued on July 31, 2001 setting a term of one month, with the reply due on August 31, 2001.

The Request for Extensions were made and the Commissioner was authorized to draw on Deposit Account No. 501844 for any additional fee required therein.

Applicant filed an Amendment, together with a Request for Extension of term and a check to cover the fee thereof on November 28, 2001.

On January 29, 2002, the Primary Examiner advised the Applicant that the Patent Office's attempt at collecting the additional fee could not be made due to insufficient funds in the deposit account.

On February 28, 2002, Applicant again applied for an Extension of Term authorizing the Commissioner to draw on Deposit Account No. 501844.

Applicant's records show that during December 2002 and January 2002 the deposit account contained sufficient funds and the extension being for a non-final action should have been granted and upon granting thereof, no holding of abandonment should have been made.

The action note above clearly included that the Applicant has no intention to allow this application to become abandoned.

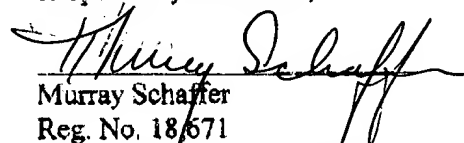
The Commissioner is hereby requested to reconsider and to revive this application *nunc pro tunc*.

Should it be necessary, the Applicant in the alternative applied for Revival under 37 CFR 1.137(a) on the facts set forth above. Any fees can be charged to Deposit Account No. 501844..

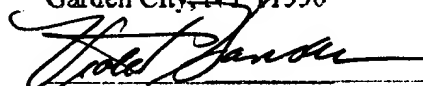
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